

MARION SCHOOL DISTRICT 60-3	NEPN Code: BCB
SCHOOL BOARD GOVERNANCE AND OPERATIONS	

CONFLICT OF INTEREST

SCHOOL BOARD MEMBER CONFLICT OF INTEREST

School Board members will not engage in nor have financial interest directly or indirectly, in any activity that conflicts (or raises a reasonable question of conflict) with their duties and responsibilities in the school system.

School Board members will not engage in work of any type where information concerning customer, client, or employer originates from any information available to them through school sources that would benefit them financially.

School Board members will not sell textbooks, instructional supplies, equipment, reference books, or any other educational school products to the schools in the district in an amount equal to in excess of \$3,000 or aggregate purchases in any one fiscal year that do not exceed the bidding limit of \$25,000. It shall be the responsibility of the School Board member to inform the District of any financial interest prior to any financial transaction.

Board members will not perform an official act which directly and substantially confers an economic benefit on a business or other undertaking in which he or she has a substantial financial interest, or in which he or she is engaged as a counsel, consultant, representative, or agent. It is not the intent of this policy to prevent the District from contracting with corporations or businesses because a board member is an employee of the firm. However, in such instances the member may be expected to declare an association with the firm and refrain from debating or voting on the question.

No Board member may participate in discussing or vote on any issue in which the member has a conflict of interest. Each member shall decide if any potential conflict of interest requires such member to be disqualified from participating in discussion or voting. However, no member may participate in discussing or vote on an issue if the following circumstances apply:

1. The member has a direct financial interest in the matter before the Board; or
2. At least two-thirds of the Board votes that a member has an identifiable conflict of interest that should prohibit the member from voting on a specific matter.

If a member with a direct financial interest participates in discussion or votes on a matter before the Board, that member's vote will be invalidated.

LEGAL REFERENCE: Constitution of the State of South Dakota, Art. VIII, Sec. 17
SDCL 13-20-2.1
SDCL 13-43-1; 6-1-2